

1 DAVID L. ANDERSON (CSBN 149604)
Acting United States Attorney

2 BRIAN J. STRETCH (CSBN 163973)
3 Chief, Criminal Division

4 PATRICIA J. KENNEY (CSBN 130238)
Assistant United States Attorneys

5 450 Golden Gate Avenue, Box 36055
6 San Francisco, California 94102
Telephone: 415.436.6857
7 Facsimile: 415.436.7234

8 Attorneys for the United States

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 \$1,379,879.09 SEIZED FROM BANK OF
AMERICA ACCOUNT NUMBER W71
16 -223433 IN THE NAME OF EUROPEAN
FEDERAL CREDIT BANK. ET AL.,

17 Defendants.

18 EUROPEAN FEDERAL CREDIT BANK
19 AND ITS RECEIVERS, ETC., ET AL.,

20 Claimant.

No. C 05-0946 CRB

21 ~~JOINT CASE~~
~~MANAGEMENT STATEMENT~~
22 ~~AND ORDER~~

23 Date: TBD
24 Place: Courtroom 8
25 Time: TBD
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1 Following this Court's award of attorneys' fees, the United States appealed. On
2 March 19, 2010, the Ninth Circuit vacated and remanded with instructions. The Ninth
3 Circuit's memorandum was filed in this court on April 2, 2010, and the mandate issued on
4 April 12, 2010.

5 The objective of the United States, joined by Eurofed, is to resolve the matter of the
6 amount of attorneys' fees owed Eurofed, and to do so as quickly and as cost-effectively as
7 possible. To that end, the parties suggest the following schedule:

- 8 1. The parties agree, subject to the Court's approval, that the case management
9 conference scheduled for April 30, 2010 at 8:30 a.m. be taken off calendar and
10 rescheduled, if necessary, after the parties have completed the process below.
- 11 2. On or before April 28, 2010, Eurofed will provide to the United States the
12 time-date-task information underlying its application for attorneys' fees for
13 \$289,463.75, and underlying time-date-task information for whatever
14 additional fees Eurofed seeks payment since the date of the original
15 submission.
- 16 3. On or before May 12, 2010, the United States will, after having reviewed
17 Eurofed's the time-date-task information, respond and make an offer to
18 resolve the attorneys' fees request. The United States reserves its right to
19 object to any of Eurofed's claimed fees.
- 20 4. On or before May 19, 2010, Eurofed will respond to that offer.
- 21 5. On or before May 26, 2010, the parties will meet and confer regarding
22 whether there are any remaining issues and, if so, what the best and most cost
23 effective way is to resolving them, including mediation with a Magistrate
24 Judge. The parties will either file a settlement agreement, ask the Court to

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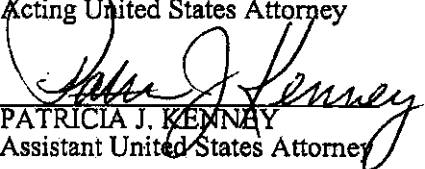
1 assign them to a Magistrate Judge for mediation, or suggest some other
2 reasonable way of resolving any remaining issues.
3

4 IT IS SO STIPULATED:

Respectfully submitted,


5 DAVID L. ANDERSON
Acting United States Attorney

6
7 Dated: April 15, 2010


8 PATRICIA J. KENNEY
Assistant United States Attorney

9
10 McDERMOTT WILL & EMERY LLP

11 Dated: April 15, 2010


12 GORDON A. GREENBERG
13 MATTHEW J. JACOBS
14 PETER DROBAC
Attorneys for the Liquidators
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17 PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED ON THIS 21st
18 DAY OF April, 2010.
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